

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

AUG 21 2002

Candice E.

86-285

OFFICE OF
MANAGING DIRECTOR

~~Bary~~ Wagenvoord, President
Radio Hawaii, Inc.
100 North Beretania Street #401
Honolulu, Hawaii 96817

Re: Request for Waiver of FY 2000
Regulatory Fee
Fee Control No. 00000RROG-02-057
Bill for Collection No. 20009MB0132
Balance Due \$ 2,500.00

Dear Mr. Wagenvoord:

This letter responds to your request for relief regarding the regulatory fee for Fiscal Year (FY) 2000 filed with respect to AM station **KWAI**, Honolulu, Hawaii.

You recite that you received a Bill For Collection from the Commission dated May 17, 2002 in the total amount of \$2,750.00, which includes a 25% penalty for late payment of the FY 2000 regulatory fee. You state that Radio Hawaii, Inc. is experiencing financial hardship and enclose payment of \$250 to apply to the regulatory fee. In support of your claim of hardship, you submit your financial statements showing losses for 2000 and 2001.

In establishing a regulatory fee program, the Commission recognized that in certain instances payment of a regulatory fee may impose an undue financial hardship upon a licensee. The Commission therefore decided to grant waivers or reductions of its regulatory fees in those instances where a "petitioner presents a compelling case of financial hardship." See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), recon. granted, 10 FCC Rcd 12759 (1995).

In determining whether a licensee has sufficient revenues to pay its regulatory fees, the Commission relies upon a licensee's cash flow, **as** opposed to the entity's profits. Thus, although deductions for amortization and depreciation, which do not affect cash flow, and payments to principals, reduce gross income for tax purposes, those deductions also represent money which is considered to be available to pay the regulatory fee.

Our review of your financial documentation **does** not support your **waiver** request. Although your statement of revenues and expenses for the year ended December 31, 2000 shows a net loss of over \$28,000, your expenses include salaries to corporate officers of over \$54,000, amortization of over \$41,000, and depreciation of almost \$3,000. **As** stated, these deductions represent money from which the regulatory fee could be paid. Therefore, we cannot conclude that you have presented a compelling case of financial hardship.

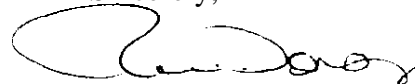
Barry Wagenvoord, President

2.

Accordingly, the unpaid balance of the FY 2000 regulatory fee, together with the late payment fee, is now due. Please enclose a copy of Bill for Collection No. 20009MB0132 (enclosed) when sending your payment to Mellon **Bank**.

If you have any questions concerning this letter, please contact the Revenue and Receivable Operations Group at (202) 418-1995.

Sincerely,

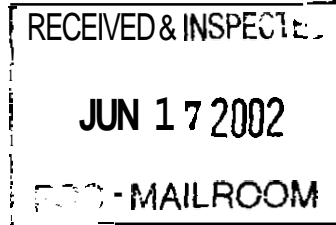
A handwritten signature in black ink, appearing to read "Mark A. Reger", written over a horizontal line.

for **Mark A. Reger**
Chief Financial Officer

Enclosure

00000 RRO6-02-057

Radio Hawaii, Inc.
100 North Beretania Street #401
Honolulu, Hawaii 96817



June 13, 2002

Federal Communications Commission
Attn: Revenue and Receivable Operations Group
445 12th Street, S.W., Room 1A820
Washington, DC 20554

Am: Claudette E. Pride

Re: 2000-9MB-0132

VIA OVERNIGHT MAIL

Dear Ms. Pride,

We wish to claim financial hardship. **Enclosed** please find \$250.00 to apply to our regulatory **fee**. I have enclosed our accountants report **showing a \$44,360.57** loss for 2001 and a **\$28,045.24** loss for 2000. My brother and vice president of Radio Hawaii, **Sam** Wagenvoord operates a **small** travel **agency** to help cover **expenses** and those figures **are** included. Since the deregulation of 1996, and the giant broadcasting companies coming into our market about five years ago, it has become increasingly difficult for independent community oriented broadcasters like ours to compete.

In this market, they seem to be operating their **AM** facilities as an **afterthought**, focusing mostly on generating as much revenue as possible with their **FM** stations. Therefore there seems to be no limit to how low they will discount their rates for advertising on their **AM** Stations.

We locally produce **health** programs, programs **catering** to the Filipino, **Samoan**, **Tongan**, **Hawaiian**, and **Hispanic** communities as well as local talk programs **catering** to **military** personnel, veterans and government workers. We are doing the **type** of programs that the giant broadcasting companies **promised** to do to **serve** the community when the NAB lobbied **congress** to **eliminate** the ownership **caps**. **Instead** they have come into **this** market, **fixed** most of their air and programming **stuffs**, automated their stations with national programming and hired aggressive **sales** people geared mostly on using the public **airwaves** to generate as much revenue as possible to send back to their **corporate** office.

Also since September 11, as with the rest of the country Hawaii's business climate **suffered** greatly, although it **seems** to be slowly coming back around.

We will continue to **serve** our **community** of license as **best** we can in this difficult environment and **anything** you can do to help **will** be greatly appreciated.

Cordially,



Barry Wagenvoord
President

Radio Hawaii, Inc.
Enclosures (4)

JUN 17 2002

RADIO HAWAII, INC.

100 NORTH BERETANIA STREET [REDACTED] - MAILROOM

Sincerely,

A handwritten signature in black ink, appearing to read "Claudette E. Pride". The signature is fluid and cursive, with the first name being the most prominent.

Claudette E. Pride, Chief
Revenue & Receivables Operations Group

Enclosures

**Federal Communications Commission
BILL FOR COLLECTION**

FOR INQUIRIES CALL
1-202-418-1995
(Credit and Debt Management Group)

Bill Number 2000-9MB-0132		Current Bill Date MAY 17 2002	
PAYER FRN#	APPLICANT FRN#		
RADIO HAWAII, INC. 100 NORTH BERETANIA STREET SUITE 401 HONOLULU, HI 96817		Payable to: Federal Communications Commission Send a copy of this bill to: Federal Communications Commission REVENUE & RECEIVABLE OPER. P.O. BOX 358836 PITTSBURGH, PA 15251 - 5326	
Total Amount Due 12.750.00		Due Date JUN 17 2002	
Total Amount Due Must Be Received By			

Payment Type Code	Quantity	Fee Due
0 0 2 7	1	\$2,200.00
		\$550.00
Total Due		\$2,750.00

Method: Check ☐ (Attach)
 Credit card ☒ (Complete Below)

☐ MasterCard
☐ VISA

Expiration

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 Month Year

I hereby authorize the FCC to charge my MasterCard or VISA for the service(s) / authorization(s) herein described.

AUTHORIZED SIGNATURE	DATE
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ACTION: R SCREEN: DXRF USERID: FCCF

*** DOCUMENT CROSS REFERENCE INQUIRY TABLE ***

KEY IS TRANS CODE, TRANS NUMBER, F/B/A, REF TRANS ID, ACCEPT DATE, DOC ACTION

TRANS CODE: BD TRANS NUMBER: 20009MB0132 DOC TOTAL: 2,750.00

OUTST AMT: 2,500.00

	F/B/A	REF TRANS ID	ACCEPT DATE	DOC ACT	VENDOR	AMOUNT
01-	A		04 10 2001	E	RROG2252	2,750.00
	LAST BATCH NUMBER:		CLEARING ACTION:			
02-	F	CD CD560511	08 08 2002	M	RROG2252	250.00
	LAST BATCH NUMBER: DAD316		CLEARING ACTION:			
03-	LAST BATCH NUMBER:		CLEARING ACTION:			
04-	LAST BATCH NUMBER:		CLEARING ACTION:			
05-	LAST BATCH NUMBER:		CLEARING ACTION :			
06-	LAST BATCH NUMBER:		CLEARING ACTION :			
03-*	L009 HEADER CHANGE					

Payment Search Detail

Fee Control Number	Payor Name	Payment Amt	Overage Amt	R
0005238350363003	IRWIN CAMPBELL & TANNENV	\$725.00	\$0.00	
0207188835265001	K 108 RADIO	\$250.00	\$0.00	
9609018130188012	YOUNG & JATLOW	\$265.00	\$0.00	
9612168135161013	KOTEN & NAFTALIN	\$75.00	\$0.00	
9709188835366008	FAYETTE BROADCASTING CO	\$1,800.00	\$0.00	

Credit Card Info

Payor Info

Bad Check Info

Changer Info

Acct Info

☒ Also Show JFD transactions

Move to Unapplied

FCC Code Info

Applicant Info

Treasury Info

Modify Payment

Close

Sequence	Quantity	Payment Type Code	Payment Amount	Trans Code	Call Sign Other Id	Treasury Symbol	R
1	1	0027	\$250.00	PMT	20089MB013	27X6088	0

Print Screen

Start

Novell-delive...

GroupWise - ...

Microsoft Ph...

Check Numb...

FCC CollectL...

N